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NORTHERN DISTRICT OF CALIFORNIA

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IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

UNITED STATES OF AMERICA and
MICHAEL PARISI, Revenue Agent,

Petitioners,

v.

LARELL H. BALDWIN,

Respondent.

CV 08

NO. AMENDED

ORDER TO SHOW CAUSE RE
ENFORCEMENT OF INTERNAL
REVENUE SERVICE SUMMONS

PVT
4021

Good cause having been shown by the petitioner upon its petition filed in the above-entitled proceeding on August 22, 2008, 2008, it is hereby:

ORDERED that respondent Larell H. Baldwin appear before this Court on the 18 day of November 2008, at 10 a.m., in Courtroom No. 5, 4th Floor, United States District Court, Northern District of CA, San Jose, California, and then and there show cause, if any, why respondent should not be compelled to appear and provide documents and testimony as required by the summons heretofore served upon respondent as alleged and set forth in particular in said petition; and it is further

ORDERED that a copy of this Order to Show Cause, together with a copy of the aforesaid petition, be served upon said respondent in accordance with Rule 4 of the Federal Rules of Civil Procedure at least thirty-five (35) days before the return date of this Order above specified; and it is further

1 **ORDERED** that within twenty-one (21) days before the return date of this Order,
2 respondent may file and serve a written response to the petition, supported by appropriate
3 affidavit(s) or declaration(s) in conformance with 28 U.S.C. § 1746, as well as any motion
4 respondent desires to make, that the petitioner may file and serve a written reply to such
5 response, if any, within fourteen (14) days before the return date of this Order; that all motions
6 and issues raised by the pleadings will be considered on the return date of this Order, and only
7 those issues raised by motion or brought into controversy by the responsive pleadings and
8 supported by affidavit(s) or declaration(s) will be considered at the return of this Order, and any
9 uncontested allegation in the petition will be considered admitted.

10 **ORDERED** this 11th day of September, 2008, at San Jose,
11 California.

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13
14 *Patricia V. Trumbull*

15 UNITED STATES IXXXXXXXXXXJXXXX

16 Magistrate Judge
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